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PTO/SB/21 (02-04)  
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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10/727,854	
	Filing Date	December 4, 2003	
	First Named Inventor	Craig Andrews	
	Art Unit		
	Examiner Name		
Total Number of Pages in This Submission	9	Attorney Docket Number	LYNN/0161

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance communication to Technology Center (TC)
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input checked="" type="checkbox"/> Petition to Correct Spelling of Inv. Name	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	Return Receipt Postcard; copy of the originally filed Declaration
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Response to Missing Parts/Incomplete Application	Remarks	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Frank J. Campolotto
Signature	
Date	September 30, 2004

CERTIFICATE OF TRANSMISSION/MAILING	
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.	
Typed or printed name	Debi Labay
Signature	
Date	Sept. 30, 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: §  
Craig Andrews, et al. §  
Serial No.: 10/727,854 §  
Filed: December 4, 2003 §  
For: Very Thin, Light Bipolar Plates §

Group Art Unit:

Examiner:

Mail Stop Petitions  
Commissioner for Patents  
PO Box 1450  
Alexandria, Virginia 22313-1450

CERTIFICATE OF MAILING	
37 C.F.R. 1.8	
I hereby certify that this correspondence is being deposited with the U. S. Postal Service as First Class Mail in an envelope addressed to: Mail Stop Petitions, Commissioner for Patents, PO Box 1450, Alexandria, Virginia 22313-1450, on the date below.	
9/30/04 Date	<i>Debi L. L...</i> Signature

Dear Sir:

**PETITION TO CORRECT SPELLING OF INVENTOR NAME UNDER 37 CFR 1.182**

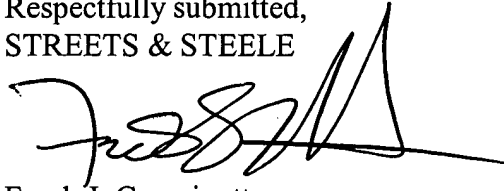
The declaration that was filed for the above captioned patent application included the named inventor Alan Cisar. Alan Cisar signed the declaration as Alan Cisar. The typewritten version of the inventor's name on the declaration was Al Cisar. It is respectfully requested that the name of the inventor be changed from Al Cisar to Alan Cisar.

As required by 37 CFR 1.63(a)(2), each inventor must be identified by full name, including the family name and at least one given name without abbreviation. To comply with this rule, it is requested that the name of Al Cisar be changed to Alan Cisar, as signed on the declaration.

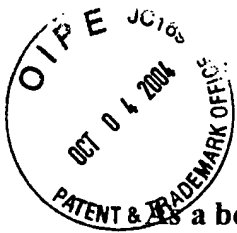
Attached is a copy of the originally filed declaration. In the event there are additional charges in connection with the filing of this Petition, including the petition fee, the Commissioner is hereby authorized to charge the Deposit Account No. 50-0714/LYNN/0161 of

the firm of the below-signed attorney in the amount of any necessary fee.

Respectfully submitted,  
STREETS & STEELE

A handwritten signature in black ink, appearing to read 'Frank J. Campigotto', written over the printed name.

Frank J. Campigotto  
Registration No. 48,130  
13831 Northwest Freeway  
Suite 355  
Houston, Texas 77040  
(713) 939-9444  
Attorney for Applicant  
**Customer No. 24945**



## COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

This declaration is of the following type:

- ☒ original
- ☐ divisional
- ☐ continuation
- ☐ continuation-in-part

### INVENTORSHIP IDENTIFICATION

My residence, post office address and citizenship are as stated below next to my name. I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

### VERY THIN, LIGHT BIPOLAR PLATES

### SPECIFICATION IDENTIFICATION

The specification of which:

- ☐ filed herewith;
- ☒ was filed on December 4, 2003, under Serial No. 10/727,854;
- ☐ Express Mail No. \_\_\_\_\_ (Serial No. not yet known)  
and was amended on \_\_\_\_\_ (if applicable)
- ☐ was described and claimed in PCT International Application  
No. \_\_\_\_\_ filed on \_\_\_\_\_ and as amended under PCT  
Article 19 on \_\_\_\_\_

## ACKNOWLEDGMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose all information I know to be material to patentability in accordance with Title 37, Code of Federal Regulations, §1.56, and which is material to the examination of this application; namely, information where there is a substantial likelihood that a reasonable Examiner would consider it important in deciding whether to allow the application to issue as a patent, and

☐ In compliance with this duty there is attached an Information Disclosure Statement in accordance with 37 CFR §1.98.

## PRIORITY CLAIM (35 U.S.C. §119)

I hereby claim foreign priority benefits under Title 35, United States Code, §119, of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below, and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed.

☒ No such applications have been filed.

☐ Such applications have been filed as follows:

**A. Prior foreign/PCT application(s) filed within 12 mos. (6 mos. for design) prior to this application, and any priority claims under 35 U.S.C. §119**

<u>Country/PCT</u>	<u>Application No</u>	<u>Date Filed</u>	<u>Priority Claimed</u>
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☐ Yes ☐ No

☐ Yes ☐ No

☐ Yes ☐ No

**B. All foreign application(s), if any, filed more than 12 mos. (6 mos. for design) prior to this U.S. application**

Country:

Application No:

Filing date:

I hereby claim the benefit under 35 USC 119(e) of any United States Provisional application(s) listed below:

Application No.  
60/431,007

Filing Date  
December 4, 2002

**PRIORITY CLAIM (35 U.S.C. §120)**

I hereby claim the benefit under Title 35, United States Code, Section 120, of any United States application(s) or PCT international application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose information that is material to the examination of this application (namely, information where there is substantial likelihood that a reasonable Examiner would consider it important in deciding whether to allow the application to issue as a patent) which occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application.

- ☒ No such applications have been filed  
☐ Such application have been filed, as follows:

<u>Serial No.</u>	<u>Filing Date</u>	<u>Status</u>		
		<u>Patented</u>	<u>Pending</u>	<u>Abandoned</u>
(None)				

**POWER OF ATTORNEY**

I hereby appoint all of the practitioners associated with Customer Number 24945 to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

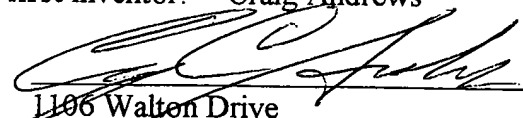
Jeffrey L. Streets  
Patrick K. Steele  
Frank J. Campigotto  
Steven L. Christian

Registration No. 37,453  
Registration No. 39,844  
Registration No. 48,130  
Registration No. 38,106

## DECLARATION

*I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and, further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Sec. 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patents issued thereon.*

Full name of **sole or first** inventor: Craig Andrews

Inventor's signature: 

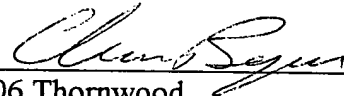
Date: 4/24/04

Residence: 1106 Walton Drive  
College Station, Texas 77840

Post Office Address: same as residence

Country of Citizenship: USA

Full name of **second** inventor: Chris Boyer

Inventor's signature: 

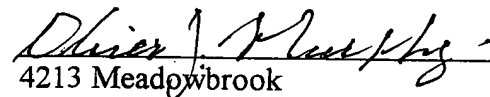
Date: 15 April 2004

Residence: 1406 Thornwood  
Houston, Texas 77062

Post Office Address: same as residence

Country of Citizenship: USA

Full name of **third** inventor: Oliver J. Murphy

Inventor's signature: 

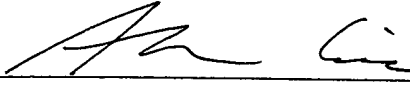
Date: April 21, 2004

Residence: 4213 Meadowbrook  
Bryan, Texas 77802


Post Office Address: same as residence

Country of Citizenship: Ireland

Full name of **fourth** inventor: Al Cisar

Inventor's signature:  Date: 4/26/04  
Residence: 15603 Juniper Hollow Way  
Cypress, Texas 77433  
Post Office Address: same as residence

Country of Citizenship: USA

Full name of **fifth** inventor: Brad Fiebig  
Inventor's signature:  Date: 4.21.04  
Residence: 910 North Avenue  
Bryan, Texas 77802  
Post Office Address: same as residence

Country of Citizenship: USA

(Declaration ends with this page)



TYPE JC169  
 OCT 04 2004  
 PATENT & TRADEMARK OFFICE

PTO/SB/17 (10-03)  
 Approved for use through 07/31/2006. OMB 0651-0032  
 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE  
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# FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 130.00)

## Complete if Known

Application Number 10/727,854  
 Filing Date December 4, 2003  
 First Named Inventor Craig Andrews  
 Examiner Name  
 Art Unit  
 Attorney Docket No. LYNN/0161

## METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☒ Deposit Account:

Deposit Account Number 50-0714/LYNN/0161

Deposit Account Name STREETS & STEELE

The Director is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments

☒ Charge any additional fee(s) or any underpayment of fee(s)

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	770	2001	385	Utility filing fee	
1002	340	2002	170	Design filing fee	
1003	530	2003	265	Plant filing fee	
1004	770	2004	385	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	
SUBTOTAL (1)				(\$)	

### 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

	Extra Claims	Fee from below	Fee Paid
Total Claims	-20** =	X	
Independent Claims	-3** =	X	
Multiple Dependent			

Large Entity		Small Entity		Fee Description
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1202	18	2202	9	Claims in excess of 20
1201	86	2201	43	Independent claims in excess of 3
1203	290	2203	145	Multiple dependent claim, if not paid
1204	86	2204	43	** Reissue independent claims over original patent
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$ 0.00)

\*\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	420	2252	210	Extension for reply within second month	
1253	950	2253	475	Extension for reply within third month	
1254	1,480	2254	740	Extension for reply within fourth month	
1255	2,010	2255	1,005	Extension for reply within fifth month	
1401	330	2401	165	Notice of Appeal	
1402	330	2402	165	Filing a brief in support of an appeal	
1403	290	2403	145	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,330	2453	665	Petition to revive - unintentional	
1501	1,330	2501	665	Utility issue fee (or reissue)	
1502	480	2502	240	Design issue fee	
1503	640	2503	320	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	130
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	770	2809	385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	770	2810	385	For each additional invention to be examined (37 CFR 1.129(b))	
1801	770	2801	385	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify)

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 130.00)

## SUBMITTED BY

Name (Print/Type) Frank J. Camugotto  
 Signature  
 Registration No. (Attorney/Agent) 48,130  
 Telephone 713.939.9444  
 Date September 30, 2004

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS.

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